

House File 2149

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AN ACT

RELATING TO THE PROSECUTION OF CERTAIN SIMPLE MISDEMEANORS
COMMITTED IN A CITY LOCATED IN TWO OR MORE COUNTIES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 803.3, subsection 5, Code Supplement
2003, is amended to read as follows:

5. If a simple misdemeanor is committed in a city which is
located in two or more counties, venue shall be in the county
in which the seat of government of the city is located.

~~However, if the simple misdemeanor is committed in conjunction
with an offense greater than a simple misdemeanor, the trial
of the simple misdemeanor shall be in the county where the
greater offense was committed as provided in section 803.2.~~

Sec. 2. Section 805.13, subsection 1, Code Supplement
2003, is amended to read as follows:

1. Traffic violations, whether or not scheduled, and all
other scheduled violations may be tried before the nearest
magistrate in the judicial district in which the offense is
committed, or if the offense occurred in a city which is
located in two counties, the violation shall be tried in the
~~county in which the seat of government of the city is located
as provided in section 803.3, subsection 5.~~

CHRISTOPHER C. RANTS
Speaker of the House

JEFFREY M. LAMBERTI
President of the Senate

I hereby certify that this bill originated in the House and
is known as House File 2149, Eightieth General Assembly.

MARGARET THOMSON
Chief Clerk of the House

Approved _____, 2004

THOMAS J. VILSACK
Governor